

No. and Counsel.

PARTIES' NAMES.

DATE OF BILL, PROCESS, &c.

William Hanston

I William Hanston Sen. do make and publish this as my last will and testament hereby revoking and making void all other wills by me at anytime made.

First I direct that my funeral expenses and all my debts be paid as soon after my death as possible out of my moneys that I may die possessed of as my first estate into the hands of my hereafter named Executor.

Article 2nd I give and bequeath to my daughter Polly Extra of a note of Hand Spent in the hands of Joseph Hanston in trust for the benefit of her heirs and her as a gift to be converted into land, so well as I now recollect which note I found in the face of the year 1839 and George H. Harte, Cain Broyles and Alfred Hunter which note at that time amounted to between seven hundred and fifty and eight hundred dollars it is further my request that after the expiration of one year after my death that the above named sum of one thousand dollars be paid to her by my Executor out of the first moneys that there after come into their hands of my estate.

Article 3rd I give and bequeath to my daughter in-law Elizabeth Hanston wife of my son Samuel for the benefit of her heirs and hers for ever the sum of fourteen hundred dollars out of the sum of money.

RETURN.

that I loaned to her husband. Samuel
 Hays to me many years since amounting
 with interest at this time as I believe
 to about six hundred dollars the
 above sum of fourteen hundred
 dollars it is my request he
 managed and appropriated in the
 following manner to wit to be paid
 over by Executors after the expiration
 of one year after my death or as soon
 thereafter as they may command the same
 out of my moneys belonging to my
 estate not otherwise here before appro-
 priated to Stephen Huff who I do hereby
 nominate and appoint him. Gordon he
 having first entered into bond with
 good and sufficient security to my Ex-
 ecutors for the faithful performance
 of his herein after prescribed duty as
 such whose duty it shall be after
 the receipt of said money or any other
 monies that I may here in after
 appropriate for their use to be loaned
 the same on interest excepting one hundred
 and fifty dollars of which I hereby
 authorize him to retain and
 appropriate to the best of their interest
 and support for the first year
 thereafter and from that time it
 is my request that there be from
 each year annually the of said
 sum of one hundred and fifty
 dollars out of said monies and
 interest arrived therefrom appropriated
 to their support so long as it may
 continue in the same so there by
 expended otherwise until the first
 day of her time becomes
 Twenty one years of age.

No. and Counsel.

PARTIES' NAMES.

DATE OF BILL, PROCESS, &c.

and then it is my desire that an equitable division be calculated of the remaining sum shared then be any and the one that is of age be to draw its proportionable share of said monies in full leaving the balance on interest for the other to be appropriated as above each year until they become twenty one years of age receiving at the first their by rotation shared they said monies at any part thereof with their interest can then exist until that time but the said Stephen Haff fail or refuse to act as above desired by me that and in that case it is my request that my Executed appoint if in this power some one suitable person to act as their Guardian in the said Stephen Haffs stead subject however to the same limitations and restrictions as are here to fore requested of him in every respect.

Article 4th I give and bequeath to my daughter Abby my two servant girls to wit Lydia and Amanda with their increase immediately after my death. I also bequeath to her immediately after my decease one year service of my servant woman Dicy. I also bequeath to her the sum fourteen hundred and ninety three dollars which sum I advanced to her husband Joseph Hacton to pay for the Santa Fe mission which he purchased at public sale on the first day of May, 1841. It is further my request that my Estate be bound and my Executors are

RETURN.

humbly requested to pay to her husband Joseph Hutton as soon as they may be insured against him all cost and expense that may grow against him out of any suit or suits that he has or may hereafter be compelled to institute in law for the receiving of the said possession. It is further my request that he be paid out of my estate a reasonable compensation for whatever trouble and expense may be incurred by him in attending to a suit in which he is Intervenor for my daughter Polly against George W. Hutton and others for debt now pending in the Circuit Court of Greene County.

Article 3rd I give and bequeath to my son William of the profits arising from the sales of ^{the} here in after described tracts or parcels of land to-wit. the plantation that my father James Hutton lost occupied before his death which I purchased of him containing by estimation two hundred acres or less also a portion of an eighty acre tract granted to me by the State of Tennessee lying and being on the north side and joining said two hundred acre tract consisting of the facing boundary to-wit. commencing at the North East corner of said two hundred acre tract so as to make said boundary taken from said eighty acre tract fifteen poles in width from one end to the other also the flat place which is now cultivated by the Melays containing by estimation fifty acres more or less also one other tract joining the same that I purchased from Captain John

No. and Counsel.

PARTIES' NAMES.

DATE OF BILL, PROCESS, &c.

Remains containing by estimation or I
 believe about thirty one acres more
 or less which lands it is my request
 so soon as the present crop of small
 grain, corn &c that is now growing
 on the same is gathered and
 harvested. If I should not be living
 at that time that they be advertised
 by my Executors giving at least twenty
 days previous notice and sale at
 Public sale on a Twelve month credit
 to the highest and best bid. It is
 further my request that my Executors
 sell said land all together or
 in each parcel to its self whichever
 may they may believe will be the
 most convenient of bringing the most
 money. I further request my Executors
 that so soon as they can collect said
 money than after to lay it out for
 land to the best of their Judgment for
 the advantage of said son William. Not
 more than Twenty five of my present
 residence. I further request to him to
 take into possession immediately after my
 death my said Bird, Daniel mare & cart.
 But should it then after be made to
 appear satisfactorily to my Executors that
 the Brownfield or Wills sit are making
 use of said mare either working or
 riding her or in any other way with
 the full knowledge & approbation of my
 said son William. then & in that
 case it is my request that my Executors
 take said mare and cart from
 him again and sell them at Public
 auction on a Twelve month credit
 giving not less than ten days notice of
 time & place & divide said moneys

RETURN.

when executed. Equally between my other Legatee-
Article 6th I gave and bequeathed
to my Son Warren the farm on which I now
live containing by Estimation Two Hundred
and Ninety four acres, more or less.
Also a one Hundred & Six acre Tract
granted by the State of Tennessee to me
on the West Side and joining the aforesaid
tract on a Knob. Also a Twenty acre Tract
granted to me by the State of Tennessee
lying on both Sides of Cape Creek, joining
the first mentioned Survey at the North
West Corner, which lands and possessions
it is my request be owned and Enjoyed
for the term of two years jointly by my
Said Son Warren & my daughter Orpheus
or until they raise two crops and
gather the same after my decease, and it
is further my request that they also have
in Conjunction with the same during
the above time the use and benefit
of my two Negro men. Namely, Isaac &
Bice & my Negro woman Lida & my
Smith tools, and it is further my request
that they be at equal Expense in the tending
up and management of said above
mentioned property for their benefit, and
Direct Enjoyed Profits of the same during
the above term, after the Expiration of
which it is my request that my said son
Warren retain in his own individual right
Said above mentioned lands for ever.
It is further my request that he have
the benefit & Service of my Negro woman
Daisy the Second year after my death
and thereafter it is my request that
for her faithful Service here to fore
rendered to me and my children
that she be set free and at perfect

No. and Counsel.

PARTIES' NAMES.

DATE OF BILL, PROCESS, &c.

Liberty during her natural life, It is further my desire that my Son Warren have my interest in being the third in the Point Mountain Turnpike road, also my two Servant Boys Namely Bohm and George, and four of my Milk Cows such as he may see proper to select from amongst my Cattle, also three of my beds and bedding with stock of the best I may have at my decease, also my stock I further appropriate for his use and benefit one Hundred & fifty Dollars to be appropriated in the following manner to wit, To be expended in painting the New Dwelling I have herein bequeathed to him and under finishing the porch to the same and in finishing off the New Barn. I have bequeathed to him. It is further my desire that so soon as it is authentically made known to my Executors that said work is completed so that that amount of money has been expended towards completing said work it is my request they pay him the before mentioned one Hundred & fifty Dollars out of any money they may have not otherwise here to be appropriated.

Article 7th It is my will and desire that the remainder of my Estate both real and personal of every description, that is not included in the foregoing bequest by me made in this my last will, be sold by my Executors on a Twelve Month credit at Public Sale they having first given at least Twenty days

RETURN.

notice by public advertisement of the time, place & property to soon as practicable after my death, which money therefrom desired, it is my request to soon as they can be collected to be Equally divided between my before mentioned four Legatees. Though I desire it be distinctly understood that the fifth part of said money which my daughter in Law Mrs. Kiers and her is entitled to is to be managed in every respect and appropriated as the money here to fore herein set apart for them and her in the third Article herein contained.

Article 8th It is further my request that after the expiration of the before mentioned term of time that my son Warren & my daughter Cefley is to have the use of my three Negroes to wit, Leam, Bice & Tieda, should the said Negroes be living at that time, that the said Negroes be sold and the Smith tools also on a Twelve month credit at Public Sale by my Executess they have giving at least one month previous notice of time, place &c. and when said money are collected. It is my request that the same be paid over and appropriated in the same manner by my Executess as they are requested by me to do in the Seventh Article herein contained. Though I wish it to be distinctly understood that it is my desire that no unconnected person purchase my before mentioned Negro man Leam, Except Jacob Stephens who owns his wife.

Article 9th and lastly I do

No. and Counsel.

PARTIES' NAMES.

DATE OF BILL, PROCESS, &c.

I do hereby nominate and appoint George James Medakant in Greeneville and Joseph Hacton my Executors. In witness whereof I do to this my last will and Testament set my hand and seal this the 5th day of June 1841.

William ^{his} ~~mark~~ Hacton Sen. (Seal)

Signed sealed and published in our presence and we have subscribed our names hereunto in presence of the Testator this the 5th day of June 1841.

John A. Park
Jacob Stephens

John Henderson

In the Name of God amen.
I John Henderson of Greene County and State of Tennessee being in perfect mind and memory thanks to allmighty god for the same and knowing that it is appointed for all men once to die do make and ordain this my last will and Testament: (viz) my soul I trust to the mercy of god in Christ Jesus our Lord and my body I recommend to be buried in the earth. I constitute make and ordain my son John Henderson and my son in law Mr. Payson Executors of this my last will and Testament. I give and bequeath unto my daughter Elizabeth Chapman my negro girl Lucy to her for her use and support during her natural life and at her death the sd. Lucy and increase (if any there be) to